

8-26-04

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/821,745	04/09/2004	Michael Snyder	1030.004

CONFIRMATION NO. 1863

25215  
 DOBRUSIN & THENNISCH PC  
 401 S OLD WOODWARD AVE  
 SUITE 311  
 BIRMINGHAM, MI 48009

## FORMALITIES LETTER



\*OC000000013073669\*

Date Mailed: 06/25/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

Received

JUN 28 2004

Dobrusin &amp; Thennisch, P.C.

*A copy of this notice **MUST** be returned with the reply.*

08/26/2004 YPOLITE1 00000036 10921745

01 FC:2051

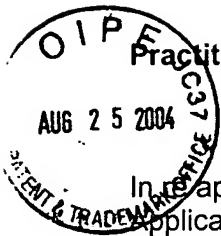
65.00 0P

A handwritten signature in black ink, appearing to read 'Lohar', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



Practitioner's Docket No. 1030.004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Snyder et al.

Application No.: 10/821,745

Filed: April 9, 2004

For: SUSTAINED RELEASE SURGICAL DEVICE AND METHOD OF MAKING AND USING THE SAME

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

COMPLETION OF FILING REQUIREMENTS  
-- NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed June 25, 2004.

A copy of the Notice to File Missing Parts of Application--Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

CERTIFICATION UNDER 37 C.F.R. ' ' 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is mandatory;

*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10\*

with sufficient postage as first class mail.

X as "Express Mail Post Office to Addressee"

Mailing Label No. EV530032592US

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Date: 08.25.04

Signature

Roni L. Masquelier

(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.



### COMPLETION FEES

III.

- |                                |             |
|--------------------------------|-------------|
| 1. Surcharge Fees              |             |
| Late payment of filing fee     |             |
| and/or late filing of original |             |
| declaration or oath            |             |
| (37 C.F.R. Section 1.16(e))    | \$65.00     |
| <br>Total Completion Fees      | <br>\$65.00 |

### EXTENSION OF TIME

IV. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

### TOTAL FEE DUE

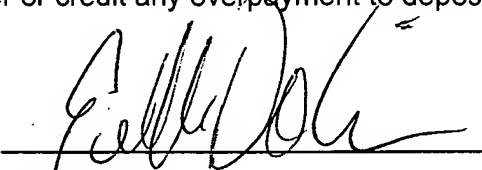
V. The total fee due is:

Completion fees	\$65.00
Extension fee (if any)	\$0.00
 Total Fee Due	 \$65.00

### PAYMENT OF FEES

VI. Attached is a check in the amount of \$65.00.

Charge any additional fees required by this paper or credit any overpayment to deposit account no. 50-1097.

  
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